IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

WP(C).No. 10182 of 2007(K)

PETITIONER:

SUKUMARAN, S/O.CHATHUNNI,
AGED 54 YEARS,
MEENCHIRAKKAD HOUSE,
ETHANNOOR P.O.

BY ADV. SMT.DAISY A.PHILIPOSE

RESPONDENTS:

THE CIRCLE INSPECTOR OF EXCISE,
PALAKKAD.

BY G.P. SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/03/2007, THE COURT ON 23/03/2007 DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO. 10182 OF 2007

DATED THIS THE 23rd DAY OF MARCH, 2007

JUDGMENT

The petitioner is an aspirant for participating in the sale of toddy shops for the Abkari year 2007-08. As per the Abkari Policy for the year, persons having prior experience in running toddy shops are entitled to preference. The petitioner contends that, he has such prior experience. But for claiming benefit of that experience he has to obtain certificate of preference from the respondent for which he has applied as per Ext.P2. The petitioner's grievance is that the respondent is not considering his application. The petitioner submits that, as the sale is slated to be conducted on 28.3.07 respondent should be directed to pass order on his application before that date.

2. I have heard the learned Govt. pleader. In the facts and circumstances of the case, there would be a direction to the respondent to consider and pass appropriate orders on Ext.P2 application and if the petitioner is entitled to such certificate of preference, to issue such certificate before 28.3.07, so that the petitioner can also participate in the sale proceedings.

W.P(c) is disposed of as above.

S. SIRI JAGAN, JUDGE

Acd